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5 Attorney for Trustee

U.S. COURTS  
2000 JUN 13 P 2:03  
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CLERK  
IDAHO

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7 UNITED STATES BANKRUPTCY COURT

8 DISTRICT OF IDAHO

9 In Re:

10 LAKE CITY R.V., INC.,

11 Debtor,

Case No. 95-03264  
99-20973

12  
13 MEMORANDUM IN SUPPORT OF  
14 TRUSTEE'S OBJECTION TO GALE  
15 CLAIM

16 COMES NOW Ford Elsaesser, Trustee of the above-referenced  
17 Debtor, and in support of his Objection to Claim No. 42, the Claim  
18 of John and Jacquelyn Gale sets forth the following:

19 I. FACTS

20 A judgment was entered in Adversary Case No. 97-6316 and  
21 matter styled as Ford Elsaesser, Trustee vs. John Gale and  
22 Jacquelyn Gale in the amount of \$105,435.16 on March 29, 1999.  
23 The Trustee executed on the Gale's bank account and in early June  
24 of 1999 received \$29,354.14 from the Bonner County Sheriff as a  
25 result of said execution. On July 29, 1999 the Gales paid an  
26 additional \$30,330.86 on the outstanding judgment. The Trustee  
27 again executed on the Gale's bank account and obtained \$3,339.23  
28 on approximately February 14, 2000. These are the only payments  
that have been made to satisfy said judgment.



1 around June 1, 1999. Since the judgment debtor did nothing to  
2 satisfy the judgment within the time allowed, the claim must fail.

3 DATED this 12 day of June, 2000.

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H. JAMES MAGNUSON  
Attorney for Trustee

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CERTIFICATE OF MAILING

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I hereby certify that a true and correct copy of the  
foregoing MEMORANDUM IN SUPPORT OF TRUSTEE'S OBJECTION was mailed  
9 by first class prepaid mail on the 12 day of June, 2000 to:

10

U.S. Trustee Office  
P.O. Box 110  
Boise, ID 83701

Mr. Malcolm Dymkoski  
Attorney at Law  
111 N. 2nd, Ste 202  
Coeur d'Alene, Idaho 83814

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John & Jacquelyn Gale  
HCR 01 Box 351  
Naples ID 83847

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